

Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Henderson Taxi)	File No. EB-11-LA-0006
Licensee of Radio Station WPGE811)	
)	NOV No. V201132900016
Las Vegas, NV)	

NOTICE OF VIOLATION

Released: September 15, 2011

By the District Director, Los Angeles Office, Western Region, Enforcement Bureau:

1. This is a Notice of Violation (“Notice”) issued pursuant to Section 1.89 of the Commission’s Rules,¹ to Henderson Taxi., licensee of radio station WPGE811, Las Vegas, NV.

2. On, January 19, 2011, in response to a complaint, an agent from the Enforcement Bureau’s Los Angeles Office monitored Henderson Taxi’s transmissions on frequency 452.500 MHz , and used direction finding techniques to locate the station, located at 3667 South Las Vegas Blvd., Las Vegas, Nevada. The agent observed the following violations:
 - a. 47 C.F.R. § 1.903(a): “*General rule.* Stations in the Wireless Radio Services must be used and operated only in accordance with the rules applicable to their particular service as set forth in this title and with a valid authorization granted by the Commission under the provisions of this part, except as specified in paragraph (b) of this section.” At the time of the inspection, the station’s authorization listed the transmitter’s location as 1900 Industrial Rd, Las Vegas, Nevada, however, the transmitter was located at 3667 South Las Vegas Blvd., Las Vegas, Nevada, which was not listed on the authorization and is approximately 3.4 miles (5.47 kilometers) from the listed location. Additionally, at the time of inspection of the station, the station’s representative confirmed that the station was being operated as part of a ten channel trunked radio system. Trunked radio operation is not authorized by the license.

 - b. 47 C.F.R § 90.425: “Station identification. Stations licensed under this part shall transmit identification in accordance with the following provisions: (a) *Identification procedure.* Except as provided for in paragraphs (d) and (e) of this section, each station or system shall be identified by the transmission of the assigned call sign during each transmission or exchange of transmissions,

¹ 47 C.F.R. § 1.89.

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or once each 15 minutes (30 minutes in the Public Safety Pool) during periods of continuous operation. The call sign shall be transmitted by voice in the English language or by International Morse Code in accordance with paragraph (b) of this section...” The frequency was monitored continuously for over two hours. Numerous transmissions were detected, yet no call sign or International Morse Code was detected.

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Henderson Taxi must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the Henderson Taxi. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Los Angeles Office
18000 Studebaker Rd., Suite 660
Cerritos, CA 90703

4. This Notice shall be sent to Henderson Taxi., at its address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Nader Haghighat
District Director
Los Angeles District Office
Western Region
Enforcement Bureau

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*